

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 09/06/2023

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BRIAN FLORES, STEVE WILKS, and RAY	:
HORTON, as Class Representatives, on	:
behalf of themselves and all others similarly	:
situated,	:
	:
	:
Plaintiff,	:
-against-	:
	:
THE NATIONAL FOOTBALL LEAGUE; NEW	:
YORK FOOTBALL GIANTS, INC. d/b/a NEW	:
YORK GIANTS; MIAMI DOLPHINS, LTD. d/b/a	:
MIAMI DOLPHINS; DENVER BRONCOS	:
FOOTBALL CLUB d/b/a DENVER BRONCOS;	:
HOUSTON NFL HOLDINGS, L.P. d/b/a	:
HOUSTON TEXANS; ARIZONA CARDINALS	:
FOOTBALL CLUB LLC d/b/a ARIZONA	:
CARDINALS; TENNESSEE TITANS	:
ENTERTAINMENT, INC. d/b/a TENNESSEE,	:
TITANS and JOHN DOE TEAMS 1 through 26,	:
	:
Defendants.	:
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22-CV-0871 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on August 21, 2022, Defendants filed a notice of interlocutory appeal of the portions of the Court’s order denying in part the motion to compel arbitration, Dkt. 113; and

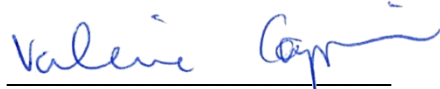
WHEREAS on September 5, 2023, Plaintiffs filed a notice of “cross-appeal, on the basis of pendant appellate jurisdiction,” Dkt. 122, and also moved for a certificate of appealability pursuant to 28 U.S.C. § 1292(b), Dkt. 119, of the portions of the Court’s order granting in part the motion to compel arbitration.

IT IS HEREBY ORDERED that Defendants’ opposition to Plaintiffs’ motion for a certificate of appealability, including their position on the jurisdictional effect of Plaintiffs’

appeal on the pending motion for a certificate of appealability, is due not later than **September 19, 2023**. Plaintiffs' reply is due by **September 26, 2023**.

SO ORDERED.

Date: September 6, 2023
New York, New York



VALERIE CAPRONI
United States District Judge